

**ADOPTED**BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

July 6, 2011

#31 JULY 12, 2011

A handwritten signature in cursive script, reading "Sachi A. Hamai".

SACHI A. HAMAI  
EXECUTIVE OFFICERSupervisor Michael D. Antonovich  
500 West Temple Street, Room 869  
Kenneth Hahn Hall of Administration  
Los Angeles, CA 90012

Dear Supervisor Antonovich:

Thank you so much for considering our very late request for a BOS approval of the formation of a School Facilities Improvement District (SFID) so that Newhall School District can move forward with a General Obligation Bond on the November 2011 ballot. We appreciate how quickly your staff moved to gather the necessary information and gain department approvals on our behalf so that the issue could be placed on your July 12<sup>th</sup> agenda.

We have enclosed a Resolution that was passed by our Governing Board last night, affirming their support for the NSD staff's effort in this matter, and urging the Board of Supervisors' support on the item on July 12<sup>th</sup>.

With deep appreciation for your staff's actions and your action on our behalf,

A handwritten signature in cursive script, reading "Suzan Solomon".

Suzan Solomon  
President of the Governing Board

A handwritten signature in cursive script, reading "Marc Winger".

Marc Winger, Ed.D.  
Superintendent

Enclosure

c: Kathryn Barger Leibrich, Chief Deputy  
Rosalind Wayman, Field Deputy

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE  
COUNTY OF LOS ANGELES TO MAKE APPLICABLE TO THE  
NEWHALL SCHOOL DISTRICT THE PROVISIONS OF THE  
EDUCATION CODE OF THE STATE OF CALIFORNIA  
PERMITTING FORMATION OF A SCHOOL FACILITIES  
IMPROVEMENT DISTRICT

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**WHEREAS**, a school or community college district may form a school facilities improvement district within its boundaries for the authorization and issuance of bonds pursuant to and subject to the requirements of Chapter 2 (commencing with Section 15300) of Part 10 of Division 1 of Title 1 of the Education Code of the State of California (the "Law"); and

**WHEREAS**, Education Code Section 15303 provides that the Law shall not be operative in any county until the board of supervisors of the county by resolution adopted by a majority vote makes said chapter applicable therein; and

**WHEREAS**, the Newhall School District (the "District") located within the boundaries of the County of Los Angeles (the "County") proposes to form School Facilities Improvement District No. 2011-1 of the Newhall School District (the "Improvement District") to facilitate the issuance of general obligation bonds of the Improvement District to finance the costs of school facilities and equipment to be acquired, renovated and constructed within the boundaries of the Improvement District; and

**WHEREAS**, this Board of Supervisors of the County of Los Angeles (the "Board") has determined that it is desirable and in the interests of the District to permit the formation of the Improvement District, upon appropriate action by the governing board of the District pursuant to the Law; and

**WHEREAS**, it is the desire and intent of this Board to make the Law operative solely with respect to the proposed Improvement District.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of the County of Los Angeles as follows:

Section 1. All of the above recitals are true.

Section 2. Pursuant to Section 15303 of the Education Code, Chapter 2 (commencing with Section 15300) of Part 10 of Division 1 of Title 1 of the Education Code of the State of California is hereby made operative to allow the formation of a school facilities improvement district within the Newhall School District in the County.

Section 3. The District shall reimburse the County for any and all costs incurred by the County as a result of the formation and implementation of the proposed improvement district and any and all actions of the District which cause the County to expend resources.

Section 4. This resolution shall take effect from and after its adoption.

The foregoing resolution was on the 12<sup>th</sup> day of July, 2011, adopted by the Board of Supervisors of the County of Los Angeles and ex-officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.



SACHI A. HAMAI, Executive Officer-Clerk of  
the Board of Supervisors of the County of Los  
Angeles

By: Benjamin Zavala  
Deputy

APPROVED ONLY AS TO FORM:  
ANDREA SHERIDAN ORDIN  
COUNTY COUNSEL

By:

Sammy C. DePant  
Principal Deputy County Counsel

## **RESOLUTION NO. 11/12-04**

### **RESOLUTION OF THE GOVERNING BOARD OF THE NEWHALL SCHOOL DISTRICT REQUESTING ACTION BY THE LOS ANGELES COUNTY BOARD OF SUPERVISORS TO AUTHORIZE ACTIONS FOR THE FORMATION OF A SCHOOL FACILITIES IMPROVEMENT DISTRICT BY THE NEWHALL SCHOOL DISTRICT AND TAKING RELATED ACTIONS**

**WHEREAS**, the Newhall School District ("District"), a public school district organized and operating pursuant to the laws of the State of California ("State") desires to acquire, construct, install and finance school facilities, capital projects, furnishings and equipment as authorized by State law to serve the students within certain portions of the District, as further described herein ("School Facilities"); and

**WHEREAS**, the District previously entered into a School Facilities Mitigation and Funding Agreement with Newhall Land Development, LLC ("Newhall Land") dated December 1, 2009 ("Mitigation Agreement"), providing the terms by which Newhall Land shall mitigate the impacts of its development activities on District school facilities; and

**WHEREAS**, pursuant to Section 16.8 of the Mitigation Agreement, the District shall not, except with the written consent of Newhall Land, include certain areas within the District ("Newhall Ranch Property" as described in the Mitigation Agreement) in any authorization of, or any proposal or election to authorize general obligation bonds, the taxes of which would be levied on property within Newhall Ranch Property; and

**WHEREAS**, in order to fund the School Facilities and to comply with the terms of the Mitigation Agreement, the Governing Board ("Governing Board") of the District desires and intends to institute proceedings for the establishment of a school facilities improvement district within all areas of the District with the exception of the Newhall Ranch Property ("Improvement District"), pursuant to Title 1, Division 1, Part 10, Chapter 2 of the California Education Code, commencing with Section 15300 ("Law"); and

**WHEREAS**, the formation of the Improvement District will allow the Governing Board to call and conduct a general obligation bond election, pursuant to the applicable provisions of State law, in order to finance the School Facilities, including school facilities, capital projects and furnishing and equipment for the District in order to provide a high quality learning environment for District students; and

**WHEREAS**, in order for the District and the Governing Board to undertake such actions, a resolution must be adopted by the Los Angeles County ("County") Board of Supervisors ("County Board") pursuant to Education Code Section 15303 to make the provisions of the Law applicable to the District; and

**WHEREAS**, District staff and consultants have provided the County and County staff with a request for the county Board to adopt such a resolution and have provide this Governing Board with information on such efforts; and

**WHEREAS**, the Governing Board strongly desires to call and conduct the referenced general obligation bond election as early as November of 2011, which necessitates the need for action by the County Board on the requested resolution of the County Board at the earliest possible date; and

**WHEREAS**, in order to confirm the Governing Board's request for such action, on behalf of the District, and to confirm actions taken, or to be taken, in support of such effort, the Governing Board desires to adopt this Resolution.

**NOW, THEREFORE**, the Governing Board of the Newhall School District hereby determines, resolves, and orders as follows:

**Section 1.** The foregoing recitals are true and correct and are incorporated herein by this reference.

**Section 2.** For the reasons stated above and as communicated to the County, the Governing Board of the District hereby requests that the County Board adopt a resolution pursuant to Education Code Section 15303, and related State law, at its meeting scheduled for July 12, 2011. County staff is requested to take all actions necessary to provide for the consideration and adoption of such resolution in compliance with State law on such date.

**Section 3.** The actions taken by the Superintendent, Assistant Superintendent, Business Services, President of the Board, Clerk of the Board and/or their designee(s) and District staff and District consultants to request such resolution to be adopted by the County Board, including, but not limited to any costs of the District incurred thereby, are hereby ratified and confirmed hereby.

**Section 4.** The Superintendent, Assistant Superintendent, Business Services, President of the Board, Clerk of the Board and/or their designee(s) and District staff and District consultants are authorized to take any and all other actions necessary or desirable to implement the orders and directives of this Resolution, and related matters, as directed herein.

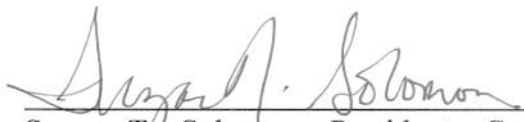
**Section 5.** This Resolution shall take effect immediately upon adoption hereof.


**Section 6.** The Clerk of the Governing Board is authorized and directed to promptly provide certified copies of this Resolution to the Clerk of the County Board of Supervisors, and copies to all other County officials as may be necessarily or desirable to carry out the directives of this Resolution.

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**APPROVED, ADOPTED, AND SIGNED** on July 5, 2011.

**GOVERNING BOARD OF THE NEWHALL  
SCHOOL DISTRICT**

By:   
Suzan T. Solomon, President, Governing  
Board of the Newhall School District

By:   
Christy Smith, Clerk, Governing Board of the  
Newhall School District

STATE OF CALIFORNIA       )  
  ) ss.  
COUNTY OF LOS ANGELES   )


I, Christy Smith, Clerk, Governing Board of the Newhall School District, do hereby certify that the foregoing Resolution was adopted by the Board of said District at a meeting of said Board held on the 5<sup>th</sup> day of July, 2011, and that it was so adopted by the following vote:

AYES:   5

NOES:   0

ABSTAIN:  0


ABSENT:   0

  
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Christy Smith  
Clerk, Governing Board of the Newhall School District

STATE OF CALIFORNIA       )  
  ) ss.  
COUNTY OF LOS ANGELES   )

I, Christy Smith, Clerk, Governing Board of the Newhall School District, do hereby certify that the foregoing is a full, true and correct copy of Resolution No. 11/12-04 of said Board, and that the same has not been rescinded, amended or repealed.

Dated this 5<sup>th</sup> day of July 2011.

  
\_\_\_\_\_  
Christy Smith  
Clerk, Governing Board of the Newhall School District